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LAWYERS TAKE TO FISTICUFFS

FIGHT OVER THE. ALLEN'S MONEY DRAWS BLOOD.

Blood Came From the Nose of Counsel for Mart. Allen-Affidavits Designed to Draw Blood From Mart. Refer to His Occasional Seclusions From Society.

The argument on the contest over the will of The. Allen was adjourned yesterday by Surrogate Thomas to the October term. The lawyers in the case made a few unpleasant remarks about each other before the adjournment was granted. Then they went out and punched each other in the corridors of the Hall of Records.

Walter W. Irwin, who is counsel for the contestants, got in the first lick and blackened the eye of Emil Fuchs, lawyer for Mrs. Minnie Owens, the proponent of the will. Then Fuchs punched Irwin in the nose, drawing blood. The court attendants interfered just as things were getting inter-

The cause of the squabble was that Fuchs had told the Surrogate that the motion for adjournment was not made in good faith nor was the contest begun in good faith. He also charged that some of his witnesses had been approached by the other side with offers of money. Irwin and Charles O. Maas, who also appeared as counsel for the contestants, entered a vigorous denial and Maas declared that unless an adjournment was granted it would be impossible for him to proceed with the contest.

As soon as the lawyers got outside the court room Irwin demanded of Fuchs what he meant by his statements to the Surrogate. Fuchs replied that his statements spoke for themselves and then the fight began.

On behalf of the will Mrs. Owens, who is the principal legates submitted an affi-

is the principal legatee, submitted an affi-davit in which she says that her grand-mother was the lawful wife of The. Allen and that her own adoption by The. was accomplished with all the necessary legal

formalities.

She denies vehemently the assertion of the contestants, who are Martin Van Buren Allen, a brother of The.; Hannah L. Meyers, a sister, and George, Frank and William G. Allen, half brothers, that she is the daughter of an illegitimate child of The. Allen, and she refers to records to show that she is the daughter of Arthur F. Ostheim and Minnie Allen, who was the lawful daughter of The. Allen.

Allen, who was the lawful daughter of The Allen.

Mrs. Owens pays her compliments in her affidavit to Martin Van Buren Allen, who, she says, has spent most of his life in Sing Sing on charges of burglary and other felonies and was for years the source of constant worry and annoyance to The Allen, who spent thousands of dollars trying to get Martin out of jail. Mrs. Owens says that Martin's declaration that his brother was mentally infirm for several years prior to the making of the will is worthless, as Martin was in Sing Sing for several years prior to 1903 and had no personal association with The.

In support of her affidavit, Mrs. Owens submits also the statement of Coroner's Physician O'Hanlon disproving Martin's assertion that The, had died of poison and an affidavit by Dominick H. Lynch, an inmate of Sailors' Snug Harbor.

Lynch, who is 79 years old, knew The. Allen back in war times, when The. was a prisoner in Fort Lafayette. Lynch says that he knows Mrs. Owens to be the lawful granddaughter of The. Allen, as he knew her mother as The. Allen's lawful daughter and often met her, The. and Mrs. Allen in a social way. Lynch also refers to Martin Van Buren Allen as "the plague of Theodore Allen's life."

A. Welles Stump, the lawyer who drew the will, has also made an affidavit to the effect that The. Allen was of sound mind and subject to no undue influence when he signed the will.

WEIS DIVORCE SUIT ON. Defendant Prevented From Introducing Charges Against Wife.

Trial was begun yesterday before Justice Dayton and a jury in the Supreme Court of the suit brought by Minnie L. Weis for a divorce from Louis Weis. This is the suit in which Weis, the defendant, set forth in his answer as a reply to her charges but not as a counter suit that his wife had misconducted herself with Albert Edward Tower, the Poughkeepsie ironmaster who married a telephone operator shortly after his first wife had killed herself and their

A decision of the Appellate Division held

A decision of the Appellate Division held that such allegations were improper unless pleaded in a counter suit and the clauses in Weis's answer relating to Tower were ordered stricken out.

Mrs. Weis in her complaint sets forth that she was married to the defendant at Louisville, Ky., on September 15, 1886, and that in 1907 he was guilty of adultery with various unnamed women in several cities of the Union. Weis is a travelling representative of a brewery.

Yesterday's proceedings were devoted mainly to the reading of depositions of witnesses who told of Weis's doings in various hotels in the Southern and Eastern States. The trial continues to-day.

MEXICAN OFFICERS PUNISHED For Not Making a Visit of Courtesy to s French Cruiser.

MEXICO CITY, June 4 .- Capt. Casimiro Derez, commander of the Mexican gunboat Democrata has been put under arrest for one month and Capt, José Servin of the Mexican gunboat Tampico has been put mexican gundoat lampico has been put under arrest for eight days by order of the Government for failure to make an official visit of courtesy to the French cruiser Lacatinat in the harbor of Guaymas several weeks ago.

Complaint of the discourtesy was made to the Mexican Government by the Minister of France to Mexico.



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By Eugene Walter. 42d St. W. of B'way. Clyde Fitch's Great Comedy. DALY'S GIRLS B'way & 30th. Evgs. 8:15.
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LEW FIELDS FIELDS HERALD SQ. Girl Behind the Counter, Mat. To-morrow 2:11
Reopens June 18th. "Three Twins." JOHN WITCHING MAL. To-morrow 2:15.

MASON HOUR Month. HACKETT 8:15.

12d, W. of B. Way.

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Eve. 8:30. Mats.
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St. Louis....June 2018t. Paul.....Jul

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VaderlandJune 13 KroonlandJune 27

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Leave foot 22d St., North River, 9:00, 9:45, 10:30, 11:15
A. M., 12:00 M., 1:15, 2:00, 2:45, 8:45, 4:20, 5:20, 6:15,
7:00, 7:45, 8:20, 8:10 P. M.
Leave Pier 1, N. R., half hour later than at 22d St.
Returning—Leave from Pier, Coney Island, *10:40,
*11:25 A. M., 12:10, *12:35, *1:40, 2:55, 8:40, 4:25,
*5:25, 6:10, 7:10, *7:25, *5:40, 9:25, *10:10, 10:45 P. M.
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